

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

FILED BY *JE* D.C.

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ROBERT R. DI TROLIO
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W.D. OF TN, MEMPHIS**LECTROLARM CUSTOM
SYSTEMS, INC.,****Plaintiff,****v.****VICON INDUSTRIES, INC., et al.,****Defendants.****NO. 03-2330 Ma/A**

ORDER

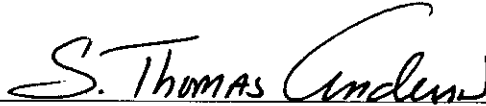
Before the Court is the June 7, 2005 letter from Plaintiff's counsel. Plaintiff requests that the Court conduct an emergency telephone conference in this matter.

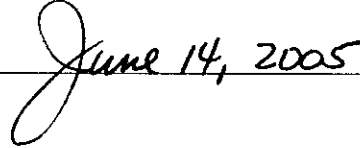
On May 25, 2005, the Court entered an Order permitting Plaintiff a set amount of hours to continue deposing Defendant Bosch Security Systems, Inc.'s ("Bosch") Rule 30(b)(6) witnesses. In Plaintiff's letter, Plaintiff's counsel writes that Bosch has produced more than 189 boxes of documents within the previous month and writes that "Bosch has refused to make Bosch witnesses available for individual deposition on the previously withheld documents." Plaintiff wants to depose five Bosch designees outside the scope of the Rule 30(b)(6) deposition topics, and Plaintiff has asked the Court to "compel Bosch to make . . . [the designees] available for deposition next week, each individual deposition not to exceed three hours." Bosch responded to the June 7, 2005 letter on June 8, 2005. In their response Bosch states that it has agreed to produce Rule 30(b)(6) witnesses, but Bosch objects to Plaintiff being permitted to take

any new individual depositions when it has been almost five months since the close of fact discovery.

After reviewing Plaintiff's letter dated June 7, 2005 and Bosch's letter dated June 8, 2005, the Court denies Plaintiff's request for the Court to conduct an emergency telephone conference. Additionally, the Court's May 25, 2005 Order shall remain in effect, and Plaintiff's request that the Court allow additional time for Plaintiff to conduct individual depositions of five Bosch witnesses is denied.

IT IS SO ORDERED.


S. THOMAS ANDERSON
UNITED STATES MAGISTRATE JUDGE

Date: 



Notice of Distribution

This notice confirms a copy of the document docketed as number 400 in case 2:03-CV-02330 was distributed by fax, mail, or direct printing on June 15, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT